

## Probate Notes for September 25, 2012

Probate notes are a recommendation as to the outcome of the petition. Unlike tentative rulings, they do not automatically become adopted as the order of the court. If petitioner submits a proposed order prior to the hearing and the recommendation is to grant the petition, no appearance is necessary. If you wish to continue a matter, please contact the civil division at (530) 406-6704.

Please note: The department and time for probate matters is **Department One at 9:00 a.m.**, unless otherwise noted.

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**CASE:           Estate of Clews**  
**Case No. CV PB 12-26**

The decedent's will contains a devise of, "all the contents of [his] residence to ELIZABETH HUGHES." (Will of William Alan Clews, ¶ 6.) The parties are **DIRECTED TO APPEAR** to address the state of the devise to Elizabeth Hughes.

The Court notes that the notice of hearing filed on September 10, 2012, incorrectly states the time of the hearing. The hearing will take place at 9:00 a.m. in Department One.

**CASE:           In the Matter of the Elizabeth Polivka Special Needs Trust**  
**Case No. CV P2 11-134**

It is recommended to approve the first verified account and report of trustee, to grant the petition for allowance of compensation for attorney fees in the amount of \$3,377.50 and costs in the amount of \$535.40, and to set the bond at \$108,000. The Court declines to award attorney fees for time not yet incurred. (Cal. Rules of Court, rules 7.204(a), (c), 7.207, 7.702, 7.751, 7.903; Prob. Code, §§ 1060 et seq., 2620 et seq., 3602, subd. (d), 3604, subd. (a)(1), 15602.) Petitioner is directed to submit a proposed order prior to the date of the hearing.